IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

SATURDAY, THE 1ST DECEMBER 2007 / 10TH AGRAHAYANA 1929

Bail Appl..No. 7491 of 2007()

CP.191/2007 of J.M.F.C.,NADAPURAM

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PETITIONER/ACCUSED

HARIS, S/O. MAMMU, AGED 24/05,
CHAMAKKALAYIL HOUSE, IYYANKODE AMSOM DESOM.

BY ADV. SRI.SUNNY MATHEW

RESPONDENTS: COMPLAINANT

STATE OF KERALA, THROUGH THE
SUB INSPECTOR OF POLICE, NADAPURAM POLICE
STATION, REPRESENTED BY THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 01/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

B.A. NO. 7491 of 2007

Dated this the 1st day of December, 2007

ORDER

Application for regular bail. The petitioner is the 4th accused. He along with the co-accused faces indictment in a prosecution for offences punishable, inter alia, under Sec.4 of the Explosive Substances Act. Investigation is complete. Final report has already been filed. Committal court has taken cognizance. Warrant of arrest has been issued against the petitioner. The petitioner along with the co-accused came before this Court and by order dated 6/11/07 in B.A.No.6725/07 the petitioner was directed to surrender before the learned Magistrate and seek regular bail. The alleged incident took place and the crime was registered in 2003. Final report was filed in 2006. The petitioner surrendered before the learned Magistrate on 27/11/07. He continues in custody from that date.

2. The learned counsel for the petitioner prays, the

learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail subject to appropriate terms and conditions. As requested by the learned Public Prosecutor, such conditions can be imposed which shall ensure that the petitioner is available for trial before the court below.

3. **In the result:**

(a) The application is allowed.

(b) The petitioner shall be released on bail on the following terms and conditions:

(i) The petitioner shall execute a bond for Rs.1,00,000/- (Rupees one lakh only) with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate.

(ii) The petitioner shall report before the S.H.O. of the Nadapuram Police Station between 5 p.m. and 6 p.m. on the first Sundays of all English calendar months until the case against him is finally disposed of by the court below.

(R. BASANT, JUDGE)

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